

Attorney's Docket No. 038190/271237

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Thaddeus M. Jakubowski, Jr. Confirmation No.: 1350
Appl. No.: 10/780,521 Group Art Unit: 3644
Filed: February 16, 2004 Examiner Tien Quang Dinh
For: STORE EJECTION SYSTEM WITH DISPOSABLE PRESSURE
VESSEL AND ASSOCIATED METHOD OF OPERATION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(e)

I, Nicholas F. Gallo, am an attorney of record of the disclaimant, The Boeing Company, and am authorized to execute this disclaimer on behalf of The Boeing Company. The disclaimant, The Boeing Company, having a principal place of business at 100 N. Riverside Plaza, Chicago, Illinois 60606-1595, is the owner of all right, title, and interest in the above-identified application, by Assignment filed February 16, 2004, and recorded at Reel 014999, Frame 0494.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,758,441, issued July 6, 2004, and United States Patent No. 6,764,048, issued July 20, 2004, each entitled *Store Ejection System With Replaceable Pressure Vessel*, which patents were assigned to the above-identified disclaimant by an Assignment recorded July 25, 2002, at Reel 013154, Frame 0391.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,758,441 and U.S. Patent No. 6,764,048, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of U.S. Patent No. 6,758,441 or U.S. Patent No. 6,764,048, in the event that either patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is

PAGE 9/10 * RCVD AT 11/15/2004 5:12:06 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/3 * DNS:2729306 * CSID: * DURATION (mm:ss):02:54

12/03/2004 DBATES 00000007 160605 10780521

01 FC:1814 110.00 DA

Application No.: 10698580
 Filed: October 31, 2003
 TC Art Unit: 3643
 Confirmation No.: 1649

Rev 06/04

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Date: November 30, 2004

Via Facsimile
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450

Attorney
 Docket No.: KAZAK-014XX

Sir:

In re application of: JEROME P. FANUCCI

Entitled: EXTENDABLE JOINED WING SYSTEM FOR A FLUID-BORN BODY

Transmitted herewith is a response in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17(e).
☐ Enter the unentered amendment previously filed on _____ per §1.116.
- ☒ A Petition for Extension of Time for a 1 month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$55.00) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	5 - 5	= 0	x \$86.00 =	0
Total	60 - 60	= 0	x \$18.00 =	0
[] Multiple Dependent Claims (1st presentation)			+ \$290.00 =	0
				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$) for the cost of same.

- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Timothy D. Collins, TC Art Unit 3643, Fax No. (703) 872 9306, on November 30, 2004.

SUBMIT IN TRIPLICATE
 BEH/dkh/314186

Beverly E. Hjorth
 Attorney of Record: Beverly E. Hjorth
 Registration No.: 32,033

PAGE 27 * RCVD AT 11/30/2004 2:39:31 PM (Eastern Standard Time) * SVR:USPTO-EFXXF-1/1 * DHS:8729306 * CSD:16178950892 * DURATION (mm:ss):02:28


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Filing Date: February 16, 2004
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statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,



Nicholas F. Gallo
Registration No. 50,135

Date: Nov. 15, 2004

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